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Attorney for: Plaintiffs

-----DISTRICT OF NEW JERSEY-----

D.M., a minor, individually and by her	:	
Parents, D.M.,	:	
Plaintiffs	:	
vs.	:	CIVIL ACTION 08 cv 5414 (JHR)
	:	
Sterling High School Board of Education,	:	
Defendant	:	AFFADAVIT IN SUPPORT OF
	:	MOTION TO VACATE JUDGMENT

AFFIDAVIT

I, Jamie Epstein, as an officer of the court, do hereby affirm to the following facts:

1. Original service was made on the defendant STERLING HIGH SCHOOL BOARD OF EDUCATION on 11/13/08, and defendant had until 12/3/08 to answer. [Docket entry 3].
2. Request for default was made on 12/20/08 and entered on 12/20/08.[Docket entry 4].
3. We subsequently discovered this was an improper service.
4. We requested an alias summons on 4/22/09 [Docket entry 5], and on 4/29/09 defendant was properly served. [Docket entry 7].
5. Accordingly we request this Court vacate the aforementioned Default.

AFFIRMATION

I affirm the facts contained within the foregoing statements are true to the best of my knowledge information and belief. I am aware if any of the foregoing statements are found to be willfully false, I am subject to punishment.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'JE' followed by a stylized flourish.

JAMIE EPSTEIN